EXHIBIT D

## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BLUEBECK HOLDINGS LTD.,

:

Plaintiff,

CIVIL ACTION NO.

v.

3:23-CV-02095

SWN PRODUCTION COMPANY, LLC,

SOUTHWESTERN ENERGY

COMPANY, SWN ENERGY SERVICES COMPANY, LLC, WILLIAM J. WAY, CARL GIESLER, JR., CHRISTOPHER W. LACY, JOHN KELLY, COLIN

O'BEIRNE and ROBERT T. MCINTOSH,

:

Defendants.

**DECLARATION OF JOHN KELLY** 

Pursuant to 28 U.S.C. § 1746, John Kelly declares as follows:

- 1. I am over eighteen years of age, under no mental or legal disability, and competent to testify as to the matters set forth herein.
- 2. I am Senior Vice President-Northeast Appalachia Division of Southwestern Energy Company.
  - 3. My office is located at 10000 Energy Drive, Spring, Texas 77389.
- 4. I do not reside in the Middle District of Pennsylvania, nor do I conduct any regular activity in the Middle District of Pennsylvania.
  - 5. I do not have any agents in the Middle District of Pennsylvania.

6. I do not conduct any business affairs on my own behalf within the Middle District of Pennsylvania.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 1<sup>st</sup> day of March, 2024.

/s/ John Kelly